

Assembly Bill No. 369

Passed the Assembly September 5, 2003

Chief Clerk of the Assembly

Passed the Senate September 3, 2003

Secretary of the Senate

This bill was received by the Governor this _____ day of
_____, 2003, at _____ o'clock __M.

Private Secretary of the Governor

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CHAPTER _____

An act to add Section 21230 to the Government Code, relating to public employees' retirement.

LEGISLATIVE COUNSEL'S DIGEST

AB 369, Bermudez. Public employees' retirement: employment after retirement.

Existing law generally requires a person who has retired under the Public Employees' Retirement System to reinstate from retirement if he or she is subsequently employed by an employer under the system. However, existing law also exempts certain types of employment from that requirement.

This bill would authorize a safety member who is retired for service, with at least 20 years of specified service, to serve, without reinstatement from service retirement, as the superintendent, deputy superintendent, or captain of a jail or other local correctional facility that houses state inmates pursuant to a long-term agreement, as specified, in a city that does not maintain a municipal police department.

The people of the State of California do enact as follows:

SECTION 1. Section 21230 is added to the Government Code, to read:

21230. (a) A safety member who is retired for service, with at least 20 years of service in corrections or at a jail, may serve without reinstatement from service retirement or loss or interruption of benefits provided by this system upon appointment by a contracting agency described in subdivision (b) to the position of superintendent, deputy superintendent, or captain of a jail or other adult correctional facility of the contracting agency to which state inmates have been transferred pursuant to an agreement, having a term of 20 years, described in Section 2910 or 2910.5 of the Penal Code. Appointments under this section shall be reported to the board and shall be accompanied by the resolution adopted by the governing body of the contracting agency.



(b) This section applies only if the appointing contracting agency is a city that does not maintain a municipal police department.



Approved _____, 2003

Governor

